## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THEIA TECHNOLOGIES, LLC

Plaintiff,

v.

Case No. 2:20-cv-00097-GEKP

THEIA GROUP, INCORPORATED,

-- and --

THEIA HOLDINGS A, INC.

Defendants.

DECLARATION OF FRANK J. BONINI, JR. IN SUPPORT OF THEIA GROUP'S RESPONSE TO PLAINTIFF'S NEW EVIDENCE, NEW ALLEGED CLAIM, AND NEW REQUESTED PRELIMINARY RELIEF IN ITS PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW IN SUPPORT OF ITS MOTION FOR PRELIMINARY INJUNCTION

- I, Frank J. Bonini, Jr., hereby declare as follows:
- 1. I am an attorney for Defendants Theia Group, Incorporated and Theia Holdings A, Inc. (collectively, "Theia Group"). I am personally knowledgeable regarding the subject matter stated herein and make this declaration in support of Theia Group's Response to Plaintiff's New Evidence, New Alleged Claim, and New Requested Preliminary Relief in connection with its Motion for Preliminary Injunction.
- 2. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts from the June 22, 2020 deposition transcript of Joseph Fargnoli taken in this matter.

I declare under penalty of perjury under the laws of the United States of America that the

foregoing is true and correct.

Dated: October 15, 2020

s/Frank J. Bonini, Jr.

2

## **CERTIFICATE OF SERVICE**

I, FRANK J. BONINI, JR., ESQUIRE, attorney for Defendants Theia Group, Incorporated and Theia Holdings A, Inc. hereby certify that I filed the within DECLARATION OF FRANK JR. BONINI IN SUPPORT OF THEIA GROUP'S RESPONSE TO PLAINTIFF'S NEW EVIDENCE, NEW ALLEGED CLAIM, AND NEW REQUESTED PRELIMINARY RELIEF IN ITS PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW IN SUPPORT OF ITS MOTION FOR PRELIMINARY INJUNCTION electronically and it is now available for viewing and downloading from the ECF system for the following:

Hillary A. Brooks, Esquire Delfina S. Homen, Esquire BROOKS QUINN, LLC 6513 132<sup>nd</sup> Avenue NE # 378 Kirkland, WA 98033

Diane Siegel Danoff, Esquire Luke M. Reilly, Esquire DECHERT LLP Cira Centre 2929 Arch Street Philadelphia, PA 19104

Bonini IP Law, LLC

By: s/Frank J. Bonini, Jr.
Frank J. Bonini, Jr., Esquire
Attorney for Defendants
Theia Group, Incorporated
Theia Holdings A, Inc.

Date: October 15, 2020